

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

SANTANA ROW HOTEL PARTNERS, L.P.,	)	CASE NO.: C 05-00198 JW
Plaintiff,	)	
v.	)	<b><del>PROPOSED</del> ORDER GRANTING</b>
	)	<b>DEFENDANTS EX PARTE APPLICATION</b>
ZURICH AMERICAN INSURANCE	)	<b>FOR PERMISSION TO FILE</b>
COMPANY and GALLAGHER-PIPINO,	)	<b>MEMORANDUM IN EXCESS OF 25 PAGES</b>
INC.,	)	
Defendants.	)	COURTROOM: 8
	)	JUDGE: Hon. James Ware
	)	Second Amended Complaint Filed: June 20, 2006
	)	
	)	
	)	
<u>AND RELATED CROSS-ACTIONS.</u>	)	
	)	

TO ALL PARTIES AND TO THE ATTORNEYS OF RECORD:

This matter having come on for hearing upon Defendant/Cross-Complaint Zurich American Insurance Company's Ex Parte Application for Permission to File Memorandum in Excess of 25 pages, and good cause being found therefore;

IT IS HEREBY ORDERED and adjudged that Defendant/Cross-Complaint's motion is GRANTED. The Defendants shall be entitled to file its memorandum of points and authorities in support of a motion for partial summary judgment in excess of 25 pages and not to exceed 35 pages.

1 **IT IS SO ORDERED.**

2  
3 DATED: 10/13/06

  
The Honorable James Ware  
United States District Judge

PROOF OF SERVICE

1013A(3) CCP Revised 5/1/88

I am employed in the County of Orange, State of California. I am over the age of 18 and not a party to the within action; my business address is 100 Pacifica, Suite 210, Irvine, California 92618.

On October 12, 2006, I served the following document described as: **[PROPOSED] ORDER GRANTING DEFENDANTS EX PARTE APPLICATION FOR PERMISSION TO FILE MEMORANDUM IN EXCESS OF 25 PAGES** by placing a true copy thereof enclosed in a sealed envelope(s) addressed as follows:

**[X] BY ELECTRONIC MAIL TRANSMISSION:** I caused a PDF format copy of said document(s) to be transmitted via electronic mail to the person(s) at the e-mail address(es) set forth herein.

Allen Ruby [aruby@rubyschofield.com](mailto:aruby@rubyschofield.com)

Glen Schofield [gschofield@rubyschofield.com](mailto:gschofield@rubyschofield.com)

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Gary R. Selvin [gselvin@selvinwraith.com](mailto:gselvin@selvinwraith.com)

**[X] Federal** I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Execute October 12, 2006, at Irvine, California.

/s/

Holly Tornay